



UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Issued by the Department of Transportation on July 29, 2003

**NOTICE OF ACTION TAKEN -- DOCKET OST 2003-15060**

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Applicant: AIR NORTERRA INC. c/o/b CANADIAN NORTH

Date Filed: April 28, 2003

Relief requested: Exemption from 49 USC section 41301 to permit the applicant to conduct passenger and cargo charter operations between any point or points in Canada and any point or points in the United States, and other charters in accordance with 14 CFR Part 212.

If renewal, date and citation of last action: New authority.

Applicant representative: M.C. Weir, 403-650-2827

DOT analyst: Allen F. Brown, 202-366-2405

Responsive pleadings: None.

**DISPOSITION**

Action: Approved

Action date: July 29, 2003

Effective dates of authority granted: July 29, 2003, through July 29, 2004.

Basis for approval: United State-Canada Air Transport Services Agreement (Agreement).

Except to the extent exempted/waived, this authority is subject to the terms, conditions, and limitations of our standard exemption conditions, and to all applicable provisions of the U.S.-Canada Agreement. Further, the above grant includes authority to conduct Third and Fourth Freedom charter operations. Other charter operations to/from the United States under this authority, however, are subject to prior approval under 14 CFR Part 212.

Remarks: We found that the applicant is operationally and financially qualified to conduct its proposed operations and is substantially owned and effectively controlled by citizens of its homeland. Also, the applicant is licensed by its homeland to conduct these operations. Further, the FAA advised us that it knows of no reason to withhold this authority.

**Action taken by: Paul L. Gretch, Director, Office of International Aviation**

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) our action was consistent with Department policy; (2) grant of the authority was consistent with the public interest; and (3) grant of the authority would not constitute a major regulatory action under the Energy Policy and Conservation Act of 1975. To the extent not granted/deferred/dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within seven (7) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

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